

## UNITED STATES DISTRICT COURT

for the  
Eastern District of Missouri

In the Matter of the Search of

*(Briefly describe the property to be searched  
or identify the person by name and address)*Precision Location Information; Subscriber &  
Transactional Records; Cell Site Information; Pen  
Register & Trap-and-Trace for Phone # (314) 379-6235.

Case No. 4:20 MJ 3251 NCC

SIGNED AND SUBMITTED TO THE  
COURT FOR FILING BY RELIABLE  
ELECTRONIC MEANS

## APPLICATION FOR A SEARCH WARRANT

I, a federal law enforcement officer or an attorney for the government, request a search warrant and state under penalty of perjury that I have reason to believe that on the following person or property *(identify the person or describe the property to be searched and give its location)*:  
See Attachment A.located in the \_\_\_\_\_ District of NEW JERSEY, there is now concealed *(identify the person or describe the property to be seized)*:  
See Attachment B.The basis for the search under Fed. R. Crim. P. 41(c) is *(check one or more)*:

- ☒ evidence of a crime;
- ☒ contraband, fruits of crime, or other items illegally possessed;
- ☒ property designed for use, intended for use, or used in committing a crime;
- ☐ a person to be arrested or a person who is unlawfully restrained.


The search is related to a violation of:

Code Section  
Title 21, U.S.C., 841Offense Description  
controlled substances offenses

The application is based on these facts:

- ☒ Continued on the attached sheet.
- ☐ Delayed notice of \_\_\_\_\_ days (give exact ending date if more than 30 days: \_\_\_\_\_) is requested under 18 U.S.C. § 3103a, the basis of which is set forth on the attached sheet.

I state under the penalty of perjury that the foregoing is true and correct

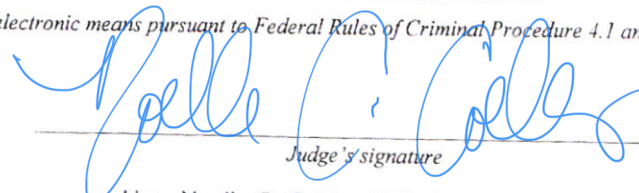
  
Applicant's signature

Brian J. Beckmann, Task Force Officer, DEA

Printed name and title

Sworn to, attested to, or affirmed before me via reliable electronic means pursuant to Federal Rules of Criminal Procedure 4.1 and 41.

Date: 08/07/2020

  
Judge's signature

City and state: St. Louis, MO

Hon. Noelle C. Collins, U.S. Magistrate Judge

Printed name and title

**ATTACHMENT A**

The United States has submitted an application pursuant to 18 U.S.C. §§ 2703(c)(1)(A) & B, (c)(2), and 3122 and Federal Rule of Criminal Procedure 41 requesting that the Court issue a Warrant and Order requiring a telecommunications service provider reflected in Part II of this Attachment A, to disclose the records and other information concerning the account described in Part I of this Attachment A.

**I. The Account(s)**

The Order applies to certain records and information associated with the following:

<b>Provider Name</b>	<b>Number or identifier</b>	<b>Owner, if known</b>	<b>Subject of investigation, if known</b>
<b>Metro PCS/T-Mobile</b>	<b>(314) 379-6235 (the subject cellular telephone)</b>	<b>Marlon Williams</b>	<b>Unknown Male AKA "Black"</b>

**II. The Provider**

Records and information associated with the **subject cellular telephone** that is within the possession, custody, or control of **Metro PCS/T-Mobile**, and other applicable service providers reflected on the list contained in this Attachment A, including information about the location of the **subject cellular telephone** if it is subsequently assigned a different call number.

**LIST OF TELECOMMUNICATION SERVICE PROVIDERS**

01 Communications Access Line Communication ACN, Inc. ACS Aero Communications, Inc. (IL) Afford A Phone Airvoice Wireless Alaska Communications Alhambra-Grantfx Telephone Altice USA AmeriTel AOL Corp. Arch Communication AT&T AT&T Mobility Bell Aliant Big River Telephone Birch Telecom Blackberry Corporation Brivia Communications Broadview Networks Broadvox Ltd. Budget Prepay Bulls Eye Telecom Call Wave Cbeyond Inc. CCPR Services Cellco Partnership, d/b/a Verizon Wireless Cellular One Cellular South Centennial Communications CenturyLink Charter Communications Chickasaw Telephone Choctaw Telephone Company Cimco Comm Cincinnati Bell Cinergy Communications Clear World Communication Com-Cast Cable Comm. Commercial Communications Consolidated Communications Cox Communications Cricket Wireless Custer Telephone Cooperative DBS Communications Delta Communications Detroit Cellular Dobson Cellular	Egyptian Telephone Electric Lightwave, Inc. Empire Paging Ernest Communications EZ Talk Communications FDN Communications Fibernet Comm Florida Cell Service Florida Digital Network Focal Communications Frontier Communications FuzeBox, Inc. Gabriel Comm Galaxy Paging Global Communications Global Eyes Communications Global Naps Grafton Telephone Company Grand River Grande Comm Great Plains Telephone Harrisonville Telephone Co. Heartland Communications Hickory Telephone Huxley Communications iBasis IDT Corporation Illinois Valley Cellular Insight Phone Integra Iowa Wireless IQ Telecom J2 Global Communications Leap Wireless International Level 3 Communications Locus Communications Logix Communications Longlines Wireless Los Angeles Cellular Lunar Wireless Madison River Communications Madison/Macoupin Telephone Company Mankato Citizens Telephone Map Mobile Comm Marathon Comm Mark Twain Rural Max-Tel Communications Metro PCS Metro Teleconnect	Mid-Atlantic Midvale Telephone Exchange Mobile Communications Mound Bayou Telephone Co. Mpower Communications Navigator Telecommunications NE Nebraska Telephone Netlink Comm Network Services Neustar Neutral Tandem Nex-Tech Wireless Nexus Communications NII Comm North Central Telephone North State Comm Northcoast Communications Novacom Ntera NTS Communications Oklahoma City SMSA ONE Communications ONSTAR Optel Texas Telecom Orion Electronics PacBell PacWest Telecom PAETEC Communications Page Plus Communications Page Mart, Inc. Page Net Paging Panhandle Telephone Peerless Network Pineland Telephone PhoneTech PhoneTel Preferred Telephone Priority Communications Puretalk RCN Telecom RNK Telecom QWEST Communications Sage Telecom Seren Innovations Shentel Sigecom LLC Sky Tel Paging Smart Beep Paging Smart City Telecom	Socket Telecom Spectrum Sprint SRT Wireless Star Telephone Company Start Wireless Sugar Land Telephone Sure West Telephone Company Talk America Tele Touch Comm Telecorp Comm Telepak Telispire PCS Telnet Worldwide Tex-Link Comm Time Warner Cable T-Mobile Total Call International Tracfone Wireless Trinity International U-Mobile United Telephone of MO United Wireless US Cellular US Communications US LEC US Link US West Communications USA Mobility VarTec Telecommunications Verisign Verizon Telephone Company Verizon Wireless Viaero Wireless Virgin Mobile Vonage Holdings Wabash Telephone Wave2Wave Communications Weblink Wireless Western Wireless Westlink Communications WhatsApp Windstream Communications Wirefly XFINITY XO Communications Xspedius Yakdin Valley Telephone YMAX Communications Ztel Communications <sup>1</sup>
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<sup>1</sup> Last Update: 09/27/2019

## ATTACHMENT B

It is hereby ordered, pursuant to 18 U.S.C. §§ 2703(c)(1)(A) &(B), (c)(2) and 3123 and Federal Rule of Criminal Procedure 41, that the Provider(s) identified in Attachment A shall disclose to the United States the following:

### I. PRECISION LOCATION INFORMATION

#### A. Information to be Disclosed by the Provider

All information for the following time period of forty-five days from the date of this Warrant and Order, that is for the time period from August 7, 2020, to September 20, 2020, 11:59 p.m. (CT) during all times of day and night, regarding the location of the **subject cellular telephone** described in Attachment A.

“Information about the location of the **subject cellular telephone**” includes all available E-911 Phase II data, GPS data, latitude-longitude data, and other precision location information, as well as all data about which “cell towers” (*i.e.*, antenna towers covering specific geographic areas) and “sectors” (*i.e.*, faces of the towers) received a radio signal from the cellular telephone described in Attachment A.

To the extent that the information described in the previous paragraph (hereinafter, “Location Information”) is within the possession, custody, or control of the Provider, the Provider is required to disclose the Location Information to the investigative agency(ies).

#### B. Information to Be Seized by the United States

All information described above in Part I, Section A that constitutes evidence of violations of Title 21, United States Code, Section(s) 841(a)(1) involving **Unknown Male AKA “Black”**.

## II. CELL TOWER RECORDS AND OTHER TELECOMMUNICATION DATA

For the **subject cellular telephone** identified in Attachment A, the following telecommunication records and information, but not the contents of any communication for the past thirty (30) days from the date of this Warrant and Order and at reasonable intervals for up to forty-five (45) days from the date of this Warrant and Order, the following:

### Information to be Disclosed by the Provider

1. All available names, addresses, and identifying information, and other subscriber and service feature information and types of service utilized;
2. Length of service;
3. All telephone numbers, Electronic Serial Number (“ESN”), a Mobile Electronic Identity Number (“MEIN”), a Mobile Identification Number (“MIN”), a Subscriber Identity Module (“SIM”), an International Mobile Subscriber Identifier (“IMSI”), a Mobile Subscriber Integrated Services Digital Network Number (“MSISDN”), or an International Mobile Station Equipment Identity (“IMEI”) numbers, including any and all customer service records, credit and billing records, can-be-reached numbers (CBR), enhanced custom calling features, and primary long-distance carrier;
4. Subscriber information available for any originating telephone number;
5. Automated Messaging Accounting (AMA) records (a carrier billing mechanism data base search which provides records of originating and terminating caller information for calls to the **subject cellular telephone**) for the above-specified time period;
6. Means and source of payment for services, including any credit card or bank account number, and air-time summaries for available service periods, for the IP (internet protocol)

addresses being utilized by and signaled to and from the aforementioned **subject cellular telephone**;

7. Cellular telephone records and information pertaining to the following, for the above-specified time period:

(a) call detail information (provided in an electronic format specified by the agents/officers of the investigative agency(ies), and other authorized federal/state/local law enforcement agencies);

(b) cell site activation information, including information identifying the antenna tower receiving transmissions from the **subject cellular telephone** number, and any information on what portion of that tower is receiving a transmission from the **subject cellular telephone number**, at the beginning and end of a particular telephone call made to or received by the **subject cellular telephone** number;

(c) numbers dialed;

(d) call duration;

(e) incoming numbers if identified;

(f) signaling information pertaining to that number;

(g) a listing of all control channels and their corresponding cell sites;

(h) an engineering map showing all cell site tower locations, sectors and orientations;

(i) subscriber information, including the names, addresses, credit and billing information, published and non-published for the telephone numbers being dialed from the **subject cellular telephone**;

(j) historical location estimates, such as Network Event Location System (NELOS), round-trip time (RTT), GPS, and per-call measurement data (PCMD); and,

(k) Internet Protocol (IP addresses) utilized by and signaled to and from the **subject cellular telephone**.

### III. PEN REGISTERS AND TRAP AND TRACE DEVICES

For the **subject cellular telephone** identified in Attachment A for a period of forty-five (45) days from the date of this Warrant and Order, the following:

1. Pursuant to Title 18, United States Code, Section 3123, pen register and trap and trace devices, including enhanced caller identification, may be installed by the investigative agency(ies) and used to record or decode dialing, routing, addressing, or signaling information, and to capture the incoming electronic or other impulses, which identify the originating number or other dialing, routing, addressing and signaling information reasonably likely to identify the source of a wire or electronic communication to and from the **subject cellular telephone** number, including the direct connect, Voice-over-LTE (VoLTE), non-content data transmissions, or digital dispatch dialings (if applicable), the dates and times of such dialings, and the length of time of the connections, pertaining to the **subject cellular telephone** described in Attachment A., including the date, time, and duration of the communication, and the following, without geographic limit, including:

- a. IP addresses associated with the cell phone device or devices used to send or receive electronic communications;
- b. Any unique identifiers associated with the cell phone device or devices used to make and receive calls with cell phone number described in Attachment A, or to

send or receive other electronic communications, including the ESN, MEIN, IMSI, IMEI, SIM, MSISDN, or MIN;

- c. IP addresses of any websites or other servers to which the **subject cellular telephone** connected;
- d. Source and destination telephone numbers and email addresses;
- e. "Post-cut-through dialed digits," which are digits dialed after the initial call set up is completed, subject to the limitations of 18 U.S.C. § 3121(c).

2. The Provider, and/or any telecommunications service providers reflected in Attachment A, to include providers of any type of wire and/or electronic communications, and any other applicable service providers, shall initiate caller identification on the **subject cellular telephone** identified in Attachment A, without the knowledge of or notification to the subscriber, for the purpose of registering incoming telephone numbers

3. The Providers reflected in Attachment A, to include providers of any type of wire and/or electronic communications, and any other applicable service providers, shall furnish the agents/officers of the investigative agency(ies), and other authorized federal/state/local law enforcement agencies, forthwith all information, facilities, and technical assistance necessary to accomplish the installation and use of the pen register and trap and trace devices, including enhanced caller identification, unobtrusively and with minimum interference to the services that are accorded persons with respect to whom the installation and use is to take place.

4. The Providers reflected in Attachment A, to include providers of any type of wire and/or electronic communications, and any other applicable telecommunications service providers, shall provide the agents/officers of the investigative agency(ies), and other authorized

federal/state/local law enforcement agencies, with the results of the pen register and trap and trace devices, including enhanced caller identification, at reasonable intervals for the duration of this Warrant and Order.

5. Should the **subject cellular telephone** identified in Attachment A and/or ESN, MIN, IMEI, MSID or IMSI number listed above be changed by the subscriber during the effective period of this Order, the request for pen register and trap and trace devices, including enhanced caller identification, shall remain in effect for any new telephone to which the **subject cellular telephone** listed above is changed throughout the effective period of these Warrants and Orders.

6. The Providers reflected in Attachment A, to include providers of any type of wire and/or electronic communications, and any other applicable service providers, shall be provided compensation by the lead investigative agency for reasonable expenses incurred in providing technical assistance.

7. Pursuant to Title 18, United States Code, Sections 3123(d)(1) and (2), the Provider, and the service providers reflected in Attachment A, to include providers of any type of wire and/or electronic communications, and any other applicable service providers, shall not disclose the existence of this application and/or any warrant or order issued upon this application, or the existence of the investigation, for a period of one year from the date of this Order to a subscriber or lessee or to any other person, except that the provider may disclose the warrant to an attorney for the provider for the purpose of receiving legal advice.

This Warrant and Order does not authorize interception of any communications as defined in Title 18, United States Code, Section 2510(4), but authorizes only the disclosure of signaling

information, including cell site information, precision location information, including GPS information, related to the **subject cellular telephone**.

The investigative agency(ies), and other authorized federal/state/local law enforcement agencies, to whom this Warrant and Order is directed will begin monitoring the location of the **subject cellular telephone** by one of the methods described in this Warrant within ten (10) days of the date of this Warrant and Order.

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

IN THE MATTER OF AN APPLICATION )  
OF THE UNITED STATES OF AMERICA )  
FOR A WARRANT TO OBTAIN )  
LOCATION INFORMATION, INCLUDING )  
PRECISION LOCATION INFORMATION; )  
SUBSCRIBER AND TRANSACTIONAL )  
RECORDS; CELL SITE INFORMATION; )  
AND FOR A PEN REGISTER AND TRAP )  
AND TRACE DEVICES FOR PHONE )  
NUMBER (314) 379-6235. )

No. 4:20 MJ 3251 NCC

**FILED UNDER SEAL**

SIGNED AND SUBMITTED TO THE COURT FOR FILING  
BY RELIABLE ELECTRONIC MEANS

**AFFIDAVIT**

I, Brian J. Beckmann, being first duly sworn by reliable electronic means, hereby depose  
and state as follows:

**INTRODUCTION AND AGENT BACKGROUND**

1. I make this affidavit in support of an application for a warrant and order pursuant  
to Rule 41 and 18 U.S.C. §§ 2703(a), 2703(b)(1)(A) and 2703(c)(1)(A) for information associated  
with a cellular telephone (314) 379-6235 (hereinafter referred to as the “**subject cellular  
telephone**”) to require **Metro PCS/T-Mobile** (hereinafter “the Provider”), and/or any service  
providers reflected in Attachment A, to include providers of any type of wire and/or electronic  
communications, and any other applicable service providers, to disclose to the United States  
location information, including precision location information, transactional and subscriber data  
and cell site location information, and the installation and use of other pen register and trap and  
trace devices associated with the **subject cellular telephone**, as described in Attachment B to the  
requested warrant and order.

2. I am a Task Force Officer with the Drug Enforcement Administration (DEA) and have been since July 2019. I have been a law enforcement officer for fourteen years. I have received training in investigative method techniques such as physical and electronic surveillance and interviewing and managing confidential sources. I have also received training in firearms, arrest techniques, and the execution of search warrants. Based on my training, experience, and the collective experience of the investigative team, as well as my own participation in controlled substance investigations, I am familiar with the methods of operation of drug traffickers. I am familiar with and have used normal methods of investigation, including, but not limited to, physical and electronic surveillance, questioning of witnesses, the use of search and arrest warrants, the use of informants, the utilization of undercover agents and the use of court-authorized wire and electronic intercepts. I am also familiar with federal criminal laws, particularly those laws relating to narcotics.

3. The facts alleged in this affidavit come from my own investigation, my training and experience, and information obtained from other investigators and witnesses. As this affidavit is submitted for the limited purpose of establishing probable cause to locate and monitor the location of a cellular telephone as part of a criminal investigation, it does not set forth all of the my knowledge regarding this matter.

4. The present affidavit is being submitted in connection with an application of the United States for a warrant and order authorizing agents/officers of the investigative agency(ies), and other authorized federal/state/local law enforcement agencies, to obtain location information, including precision location information, cell site location information, and other signaling information, including pen register information, in an effort to locate and monitor the location of the **subject cellular telephone**.

5. Based on my training and experience and the facts as set forth in this affidavit, there is probable cause to believe that the **subject cellular telephone** are currently being used in connection with violations of Title 21, United States Code, Section 841(a) (1) (hereinafter referred to as "the subject offenses"), by a yet to be identified individual known as "Black" and others known and unknown. There is also probable cause to believe that the location information described in Attachment B to the requested warrant and order will lead to evidence of the aforementioned subject offenses as well as to the identification of individuals who are engaged in the commission of those criminal offense and related crimes.

#### **BACKGROUND CONCERNING WIRELESS PROVIDERS**

6. Based on my knowledge, training, and experience, as well as information provided by investigators with specialized experience relating to cellular telephone technology, I am aware of the following facts and considerations:

a. Wireless phone providers typically generate and retain certain transactional information about the use of each telephone call, voicemail, and text message on their system. Such information can include log files and messaging logs showing all activity on a particular account, such as local and long distance telephone connection records, records of session times and durations, lists of all incoming and outgoing telephone numbers or other addressing information associated with particular telephone calls, voicemail messages, and text or multimedia messages.

b. Wireless phone providers also typically generate and retain information about the location in which a particular communication was transmitted or received. For example, when a cellular device is used to make or receive a call, text message or other communication, the wireless phone provider will typically generate and maintain a record of which cell tower(s) was/were used

to process that contact. Wireless providers maintain information, including the corresponding cell towers (i.e., tower covering specific geographic areas), sectors (i.e., faces of the towers), and other signaling data as part of their regularly conducted business activities. Typically, wireless providers maintain records of the cell tower information associated with the beginning and end of a call.

c. Because cellular devices generally attempt to communicate with the closest cell tower available, cell site location information from a wireless phone provider allows investigators to identify an approximate geographic location from which a communication with a particular cellular device originated or was received.

d. Wireless providers may also retain text messaging logs that include specific information about text and multimedia messages sent or received from the account, such as the dates and times of the messages. A provider may also retain information about which cellular handset or device was associated with the account when the messages were sent or received. The provider could have this information because each cellular device has one or more unique identifiers embedded inside it. Depending upon the cellular network and the device, the embedded unique identifiers for a cellular device could take several different forms, including an Electronic Serial Number (“ESN”), a Mobile Electronic Identity Number (“MEIN”), a Mobile Identification Number (“MIN”), a Subscriber Identity Module (“SIM”), an International Mobile Subscriber Identifier (“IMSI”), a Mobile Subscriber Integrated Services Digital Network Number (“MSISDN”), or an International Mobile Station Equipment Identity (“IMEI”). When a cellular device connects to a cellular antenna or tower, it reveals its embedded unique identifiers to the cellular antenna or tower in order to obtain service, and the cellular antenna or tower records those identifiers.

e. Wireless providers also maintain business records and subscriber information for particular accounts. This information could include the subscriber's full name and address, the address to which any equipment was shipped, the date on which the account was opened, the length of service, the types of service utilized, the ESN or other unique identifier for the cellular device associated with the account, the subscriber's Social Security Number and date of birth, all telephone numbers and other identifiers associated with the account, and a description of the services available to the account subscriber. In addition, wireless providers typically generate and retain billing records for each account, which may show all billable calls (including outgoing digits dialed). The providers may also have payment information for the account, including the dates and times of payments and the means and source of payment (including any credit card or bank account number).

f. Providers of cellular telephone service also typically have technical capabilities that allow them to collect and generate more precise location information than that provided by cell site location records. This information is sometimes referred to as E-911 phase II data, GPS data or latitude-longitude data. In the Eastern District of Missouri, such information is often referred to as precision location information or PLI data. E-911 Phase II data provides relatively precise location information about the cellular telephone itself, either via GPS tracking technology built into the phone or by attempting to triangulate the device's signal using data from several of the provider's cell towers. Depending on the capabilities of the particular phone and provider, E-911 data can sometimes provide precise information related to the location of a cellular device.

g. In order to locate the **subject cellular telephone** and monitor the movements of the phone, the investigative agency(ies), and other authorized federal/state/local law enforcement agencies, may need to employ one or more techniques described in this affidavit and in the

application of the United States. The investigative agency(ies), and other authorized federal/state/local law enforcement agencies, may seek a warrant to compel the Provider, any telecommunication service providers reflected in Attachment A to the requested Warrant and Order, to include providers of any type of wire and/or electronic communications (herein incorporated by reference), and any other applicable service providers, to provide precision location information, including Global Position System information (if available), transactional records, including cell site location information, and pen register and trap and trace data.

### **INVESTIGATION AND PROBABLE CAUSE**

7. During July 2020, investigators from DEA St. Louis, Task Force Group 32 (hereafter TFG32) and detectives from the St. Charles County Regional Drug Task Force (hereafter SCCRDTF) began a joint investigation into the suspected drug overdose death of Nolan Bayliss. I personally spoke to and received information directly from Detective James Whitehead of the SCCRDTF, in regard to many of the facts presented in this affidavit. I am also directly participating in the ongoing investigation.

8. On July 11, 2020, members of the St. Charles City Police Department responded to 629 Houston Street, St. Charles City, Missouri, 63301 for the report of a suspected overdose death. Upon arrival, officers discovered the Bayliss deceased on the living room couch inside the residence. An initial search of the residence revealed the presence of suspected narcotics and drug paraphernalia. Investigators from the SCCRDTF were summoned to the scene and assumed the investigation. During a consent search of the residence, members of the investigative team, including Detective Whitehead, discovered the Bayliss' iPhone in the living room. Investigators located a plate in the kitchen with a brown and green in color flakey substance on it. There was a ripped baggie and soda cap in the bedroom as well as syringes. The ripped baggie

and soda cap contained the same brown and green in color flakey substance as was discovered on the plate in the kitchen. These items were sent to the St. Charles County Police Department Crime Laboratory for analysis. The analysis revealed the substance to be a mixture of heroin, morphine, and fentanyl.

9. Dylan Bayliss, Nolan Bayliss' brother, said that Nolan Bayliss was a drug user. Dylan Bayliss said that Nolan Bayliss had spent approximately \$30,000.00 on fentanyl during the past year and that the Bayliss' dealer went by the alias, "Black." Dylan Bayliss said that he had looked through Nolan Bayliss' phone and saw numerous text messages between Nolan Bayliss and "Black." The messages were to and from the subject cellular telephone and contained details concerning the purchases of fentanyl in varying amounts from "Black" at the BP gas station located at 1401 Chouteau Avenue, St. Louis, Missouri.

10. Dylan Bayliss said that he had deleted messages from the phone prior to Nolan Bayliss' death in the hopes that Nolan Bayliss would be unable to contact "Black" to obtain more narcotics. Nolan Bayliss told Dylan Bayliss that he owed "Black" \$350 for previously purchased fentanyl.

11. Detective Whitehead took possession of the Nolan Bayliss' cellular telephone phone after his death. Detective Whitehead noticed numerous incoming texts and a voicemail from "Black" to the Bayliss' cellular telephone from the subject cellular telephone. The following is a non-verbatim transcription of the text messages and voicemail sent to the Bayliss' cellular telephone by "Black" utilizing the subject cellular telephone:

- Text Message, July 14, 2020, at 10:35 a.m.: "Hey man u really need too call me and tell me something friend?"

- Voicemail, July 14, 2020, at 2:07 p.m.: “Hey dude it’s Black give me a call we need to talk bro.”
- Text Message, July 18, 2020, at 11:43 p.m.: “Hey man u need to call me and tell me something?”
- Text Message, July 20, 2020, at 12:55 p.m.: “What’s up man?”
- Text Message, July 23, 2020, at 2:55 p.m.: “Hey man stop fucing playing and give me my money u know that I need. U been trust worthy up too this point let’s keep it like that friend. Don’t play me I didn’t play u?”
- Text Message, July 24, 2020, at 5:13 a.m.: “Gm. Hey man I wish u come with that u old man? Damn.”
- Text Message, July 29, 2020, at 7:41 a.m.: “Gm. I need my money.”

12. Based upon the interview of Dylan Bayliss, the circumstances of Nolan Bayliss’ death, and the timing of the messages, it is clear that “Black” is utilizing the subject cellular telephone in an attempt to collect a drug debt. The owed money is most likely the \$350.00 that Nolan Bayliss said that he owed “Black.”

13. Based upon the communications (text messages and voicemail outlined above) sent from the subject cellular telephone to Bayliss’ telephone, I believe that “Black” does not know that Nolan Bayliss died. I also believe that based upon historical information provided by Dylan Bayliss regarding his brother’s drug usage and Dylan Bayliss’ first hand observations of Nolan Bayliss’ phone as well as the continued communication from “Black,” “Black” was most likely the source of supply for Nolan Bayliss. I believe that “Black” is utilizing the subject cellular telephone to facilitate the distribution of controlled substances. The ability to track the subject cellular telephone will assist investigators with identifying the user of the subject cellular telephone

and further the investigation into the distribution of a controlled substances that ultimately resulted in the Nolan Bayliss' death.

### **CONCLUSION**


14. Based on the above information, your affiant submits that there is probable cause to believe that the subject cellular telephone is currently being used in connection with the commission of the subject offenses, by "Black," and others known and unknown. There is also probable cause to believe that the location information described in Attachment B to the requested warrant and order will lead to evidence of the aforementioned subject offenses as well as to the identification of individuals who are engaged in the commission of those criminal offense and related crimes.

15. None of the investigative techniques that may be employed as a result of the present application and affidavit require a physical intrusion into a private space or a physical trespass. Electronic surveillance techniques such as pen register and cell site location monitoring typically have not been limited to daytime use only. Furthermore, the criminal conduct being investigated is not limited to the daytime. Therefore, the fact that the present application requests a warrant based on probable cause should not limit the use of the requested investigative techniques to daytime use only. Accordingly, the investigative agency(ies), and other authorized federal/state/local law enforcement agencies, request the ability to employ these investigative techniques at any time, day or night.

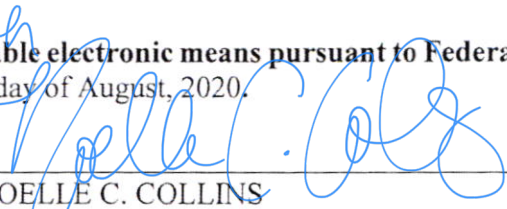
16. The monitoring of the location of the **subject cellular telephone** by one of the methods described herein will begin within ten (10) days of the date of issuance of the requested Warrant and Order.

**I state under the penalty of perjury that the foregoing is true and correct.**

8/7/20  
DATE

  
\_\_\_\_\_  
Brian J. Beckmann  
Task Force Officer  
Drug Enforcement Administration

Sworn to, attested to, or affirmed before me via reliable electronic means pursuant to Federal Rules of Criminal Procedure 4.1 and 41 this 7<sup>th</sup> day of August, 2020.

  
\_\_\_\_\_  
NOELLE C. COLLINS  
UNITED STATES MAGISTRATE JUDGE  
Eastern District of Missouri

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#### **I. The Account(s)**

The Order applies to certain records and information associated with the following:

<b>Provider Name</b>	<b>Number or identifier</b>	<b>Owner, if known</b>	<b>Subject of investigation, if known</b>
<b>Metro PCS/T-Mobile</b>	<b>(314) 379-6235</b> <b>(the subject cellular telephone)</b>	<b>Marlon Williams</b>	<b>Unknown Male AKA "Black"</b>

#### **II. The Provider**

Records and information associated with the **subject cellular telephone** that is within the possession, custody, or control of **Metro PCS/T-Mobile**, and other applicable service providers reflected on the list contained in this Attachment A, including information about the location of the **subject cellular telephone** if it is subsequently assigned a different call number.

**LIST OF TELECOMMUNICATION SERVICE PROVIDERS**

01 Communications Access Line Communication ACN, Inc. ACS Aero Communications, Inc. (IL) Afford A Phone Airvoice Wireless Alaska Communications Alhambra-Grantfx Telephone Altice USA AmeriTel AOL Corp. Arch Communication AT&T AT&T Mobility Bell Aliant Big River Telephone Birch Telecom Blackberry Corporation Brivia Communications Broadview Networks Broadvox Ltd. Budget Prepay Bulls Eye Telecom Call Wave Cbeyond Inc. CCPR Services Cellco Partnership, d/b/a Verizon Wireless Cellular One Cellular South Centennial Communications CenturyLink Charter Communications Chickasaw Telephone Choctaw Telephone Company Cimco Comm Cincinnati Bell Cinergy Communications Clear World Communication Com-Cast Cable Comm. Commercial Communications Consolidated Communications Cox Communications Cricket Wireless Custer Telephone Cooperative DBS Communications Delta Communications Detroit Cellular Dobson Cellular	Egyptian Telephone Electric Lightwave, Inc. Empire Paging Ernest Communications EZ Talk Communications FDN Communications Fibernet Comm Florida Cell Service Florida Digital Network Focal Communications Frontier Communications FuzeBox, Inc. Gabriel Comm Galaxy Paging Global Communications Global Eyes Communications Global Naps Grafton Telephone Company Grand River Grande Comm Great Plains Telephone Harrisonville Telephone Co. Heartland Communications Hickory Telephone Huxley Communications iBasis IDT Corporation Illinois Valley Cellular Insight Phone Integra Iowa Wireless IQ Telecom J2 Global Communications Leap Wireless International Level 3 Communications Locus Communications Logix Communications Longlines Wireless Los Angeles Cellular Lunar Wireless Madison River Communications Madison/Macoupin Telephone Company Mankato Citizens Telephone Map Mobile Comm Marathon Comm Mark Twain Rural Max-Tel Communications Metro PCS Metro Teleconnect	Mid-Atlantic Midvale Telephone Exchange Mobile Communications Mound Bayou Telephone Co. Mpover Communications Navigator Telecommunications NE Nebraska Telephone Netlink Comm Network Services Neustar Neutral Tandem Nex-Tech Wireless Nexus Communications NII Comm North Central Telephone North State Comm Northcoast Communications Novacom Ntera NTS Communications Oklahoma City SMSA ONE Communications ONSTAR Optel Texas Telecom Orion Electronics PacBell PacWest Telecom PAETEC Communications Page Plus Communications Page Mart, Inc. Page Net Paging Panhandle Telephone Peerless Network Pineland Telephone PhoneTech PhoneTel Preferred Telephone Priority Communications Puretalk RCN Telecom RNK Telecom QWEST Communications Sage Telecom Seren Innovations Shentel Sigecom LLC Sky Tel Paging Smart Beep Paging Smart City Telecom	Socket Telecom Spectrum Sprint SRT Wireless Star Telephone Company Start Wireless Sugar Land Telephone Sure West Telephone Company Talk America Tele Touch Comm Telecorp Comm Telepak Telispire PCS Telnet Worldwide Tex-Link Comm Time Warner Cable T-Mobile Total Call International Tracfone Wireless Trinity International U-Mobile United Telephone of MO United Wireless US Cellular US Communications US LEC US Link US West Communications USA Mobility VarTec Telecommunications Verisign Verizon Telephone Company Verizon Wireless Viaero Wireless Virgin Mobile Vonage Holdings Wabash Telephone Wave2Wave Communications Weblink Wireless Western Wireless Westlink Communications WhatsApp Windstream Communications Wirefly XFINITY XO Communications Xspedius Yakdin Valley Telephone YMAX Communications Ztel Communications <sup>1</sup>
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<sup>1</sup> Last Update: 09/27/2019

## ATTACHMENT B

It is hereby ordered, pursuant to 18 U.S.C. §§ 2703(c)(1)(A) &(B), (c)(2) and 3123 and Federal Rule of Criminal Procedure 41, that the Provider(s) identified in Attachment A shall disclose to the United States the following:

### I. PRECISION LOCATION INFORMATION

#### A. Information to be Disclosed by the Provider

All information for the following time period of forty-five days from the date of this Warrant and Order, that is for the time period from August 7, 2020, to September 20, 2020, 11:59 p.m. (CT) during all times of day and night, regarding the location of the **subject cellular telephone** described in Attachment A.

“Information about the location of the **subject cellular telephone**” includes all available E-911 Phase II data, GPS data, latitude-longitude data, and other precision location information, as well as all data about which “cell towers” (*i.e.*, antenna towers covering specific geographic areas) and “sectors” (*i.e.*, faces of the towers) received a radio signal from the cellular telephone described in Attachment A.

To the extent that the information described in the previous paragraph (hereinafter, “Location Information”) is within the possession, custody, or control of the Provider, the Provider is required to disclose the Location Information to the investigative agency(ies).

#### B. Information to Be Seized by the United States

All information described above in Part I, Section A that constitutes evidence of violations of Title 21, United States Code, Section(s) 841(a)(1) involving **Unknown Male AKA “Black”**.

## II. CELL TOWER RECORDS AND OTHER TELECOMMUNICATION DATA

For the **subject cellular telephone** identified in Attachment A, the following telecommunication records and information, but not the contents of any communication for the past thirty (30) days from the date of this Warrant and Order and at reasonable intervals for up to forty-five (45) days from the date of this Warrant and Order, the following:

### Information to be Disclosed by the Provider

1. All available names, addresses, and identifying information, and other subscriber and service feature information and types of service utilized;
2. Length of service;
3. All telephone numbers, Electronic Serial Number (“ESN”), a Mobile Electronic Identity Number (“MEIN”), a Mobile Identification Number (“MIN”), a Subscriber Identity Module (“SIM”), an International Mobile Subscriber Identifier (“IMSI”), a Mobile Subscriber Integrated Services Digital Network Number (“MSISDN”), or an International Mobile Station Equipment Identity (“IMEI”) numbers, including any and all customer service records, credit and billing records, can-be-reached numbers (CBR), enhanced custom calling features, and primary long-distance carrier;
4. Subscriber information available for any originating telephone number;
5. Automated Messaging Accounting (AMA) records (a carrier billing mechanism data base search which provides records of originating and terminating caller information for calls to the **subject cellular telephone**) for the above-specified time period;
6. Means and source of payment for services, including any credit card or bank account number, and air-time summaries for available service periods, for the IP (internet protocol)

addresses being utilized by and signaled to and from the aforementioned **subject cellular telephone**;

7. Cellular telephone records and information pertaining to the following, for the above-specified time period:

(a) call detail information (provided in an electronic format specified by the agents/officers of the investigative agency(ies), and other authorized federal/state/local law enforcement agencies);

(b) cell site activation information, including information identifying the antenna tower receiving transmissions from the **subject cellular telephone** number, and any information on what portion of that tower is receiving a transmission from the **subject cellular telephone number**, at the beginning and end of a particular telephone call made to or received by the **subject cellular telephone** number;

(c) numbers dialed;

(d) call duration;

(e) incoming numbers if identified;

(f) signaling information pertaining to that number;

(g) a listing of all control channels and their corresponding cell sites;

(h) an engineering map showing all cell site tower locations, sectors and orientations;

(i) subscriber information, including the names, addresses, credit and billing information, published and non-published for the telephone numbers being dialed from the **subject cellular telephone**;

- (j) historical location estimates, such as Network Event Location System (NELOS), round-trip time (RTT), GPS, and per-call measurement data (PCMD); and,
- (k) Internet Protocol (IP addresses) utilized by and signaled to and from the **subject cellular telephone**.

### III. PEN REGISTERS AND TRAP AND TRACE DEVICES

For the **subject cellular telephone** identified in Attachment A for a period of forty-five (45) days from the date of this Warrant and Order, the following:

1. Pursuant to Title 18, United States Code, Section 3123, pen register and trap and trace devices, including enhanced caller identification, may be installed by the investigative agency(ies) and used to record or decode dialing, routing, addressing, or signaling information, and to capture the incoming electronic or other impulses, which identify the originating number or other dialing, routing, addressing and signaling information reasonably likely to identify the source of a wire or electronic communication to and from the **subject cellular telephone** number, including the direct connect, Voice-over-LTE (VoLTE), non-content data transmissions, or digital dispatch dialings (if applicable), the dates and times of such dialings, and the length of time of the connections, pertaining to the **subject cellular telephone** described in Attachment A., including the date, time, and duration of the communication, and the following, without geographic limit, including:

- a. IP addresses associated with the cell phone device or devices used to send or receive electronic communications;
- b. Any unique identifiers associated with the cell phone device or devices used to make and receive calls with cell phone number described in Attachment A, or to

send or receive other electronic communications, including the ESN, MEIN, IMSI, IMEI, SIM, MSISDN, or MIN;

- c. IP addresses of any websites or other servers to which the **subject cellular telephone** connected;
- d. Source and destination telephone numbers and email addresses;
- e. "Post-cut-through dialed digits," which are digits dialed after the initial call set up is completed, subject to the limitations of 18 U.S.C. § 3121(c).

2. The Provider, and/or any telecommunications service providers reflected in Attachment A, to include providers of any type of wire and/or electronic communications, and any other applicable service providers, shall initiate caller identification on the **subject cellular telephone** identified in Attachment A, without the knowledge of or notification to the subscriber, for the purpose of registering incoming telephone numbers

3. The Providers reflected in Attachment A, to include providers of any type of wire and/or electronic communications, and any other applicable service providers, shall furnish the agents/officers of the investigative agency(ies), and other authorized federal/state/local law enforcement agencies, forthwith all information, facilities, and technical assistance necessary to accomplish the installation and use of the pen register and trap and trace devices, including enhanced caller identification, unobtrusively and with minimum interference to the services that are accorded persons with respect to whom the installation and use is to take place.

4. The Providers reflected in Attachment A, to include providers of any type of wire and/or electronic communications, and any other applicable telecommunications service providers, shall provide the agents/officers of the investigative agency(ies), and other authorized

federal/state/local law enforcement agencies, with the results of the pen register and trap and trace devices, including enhanced caller identification, at reasonable intervals for the duration of this Warrant and Order.

5. Should the **subject cellular telephone** identified in Attachment A and/or ESN, MIN, IMEI, MSID or IMSI number listed above be changed by the subscriber during the effective period of this Order, the request for pen register and trap and trace devices, including enhanced caller identification, shall remain in effect for any new telephone to which the **subject cellular telephone** listed above is changed throughout the effective period of these Warrants and Orders.

6. The Providers reflected in Attachment A, to include providers of any type of wire and/or electronic communications, and any other applicable service providers, shall be provided compensation by the lead investigative agency for reasonable expenses incurred in providing technical assistance.

7. Pursuant to Title 18, United States Code, Sections 3123(d)(1) and (2), the Provider, and the service providers reflected in Attachment A, to include providers of any type of wire and/or electronic communications, and any other applicable service providers, shall not disclose the existence of this application and/or any warrant or order issued upon this application, or the existence of the investigation, for a period of one year from the date of this Order to a subscriber or lessee or to any other person, except that the provider may disclose the warrant to an attorney for the provider for the purpose of receiving legal advice.

This Warrant and Order does not authorize interception of any communications as defined in Title 18, United States Code, Section 2510(4), but authorizes only the disclosure of signaling

information, including cell site information, precision location information, including GPS information, related to the **subject cellular telephone**.

The investigative agency(ies), and other authorized federal/state/local law enforcement agencies, to whom this Warrant and Order is directed will begin monitoring the location of the **subject cellular telephone** by one of the methods described in this Warrant within ten (10) days of the date of this Warrant and Order.